

INTECOM, INC.

CONTRACT NO. V691C-7512

**VABCA-5592-5593**

VA MEDICAL CENTER  
WEST LOS ANGELES  
LOS ANGELES, CALIFORNIA

*William R. Stoughton, Esq.*, McKenna & Cuneo, L.L.P., Dallas, Texas, for the Appellant.

*Kenneth B. MacKenzie, Esq.*, Trial Attorney; *Charlma O. Quarles, Esq.*, Deputy Assistant General Counsel; and *Phillipa L. Anderson, Esq.*, Assistant General Counsel, Washington, D.C., for the Department of Veterans Affairs.

### **ORDER ENTERING JUDGMENT**

1. The Department of Veterans Affairs and Appellant have filed with the Board a STIPUEATION OF SETTLEMENT, the execution of which document was completed on May 1, 1998.
2. In the STIPUEATION OF SETTLEMENT the parties indicate that the remaining issues not previously settled in VABCA-5245, i.e., parts usage and the "markon", have been amicably resolved. Accordingly, the parties jointly move the Board for an ORDER OF JUDGMENT in accordance with the terms of the Stipulation, in favor of Intecom, in the amount of \$35,987 plus interest, which will be paid in accordance with the *Contract Disputes Act of 1978*, 41 U.S.C. § 601-613, commencing January 29, 1996, the date the contracting officer received Appellant's certified claim. Additionally, the Appellant waives any right it may have to make any claim for recovery of attorney fees and expenses under the *Equal Access to Justice Act*.
3. Inasmuch as the parties have reached agreement in these appeals, their request is GRANTED. The Appellant is found entitled to the payment of \$35,987 plus interest, pursuant to the terms and conditions of the STIPULATION OF SETTLEMENT entered into by the parties and VABCA-5592 and 5593 are hereby dismissed with prejudice.

IT IS SO ORDERED

DATE: **May 13, 1998**

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GUY H. MCMTCHAEI III  
Chief Administrative Judge